THE HON'BLE SRI JUSTICE V.ESWARAIAH

W.P.NO.26785 OF 2005

Dt.15.12.2005

Between:

Penugonda Naga Venkata Subba Rao and 3 others

… Petitioner

And

The Divisional Officer, A.P.E.P.D.C.Ltd.,

Nidadavole, West Godavari District

And another. … Respondents

ORDER:

Heard the learned counsel for the petitioner as well as the learned Standing Counsel on behalf of the respondents.

It is stated the petitioners are agriculturists and they are living separately cultivating the agricultural lands by paying the taxes and power bills. Petitioners 1 and 2 were given five service connections each and petitioners 3 and 4 were given four service connections each. Thereafter they have partitioned their agricultural lands and after partition the first petitioner is holding only three service connections, the 2nd petitioner is holding two service connections, the 3rd and 4th petitioners are holding one service connection each and their names have been mutated in the revenue records. Accordingly, they have made several representations from February, 2005 to July, 2005 to recognize the division and distribution of

service connections among the members of the family. But without considering the said representations and the latest guidelines that the electricity charges for agricultural purpose are exempted in respect of farmers having three service connections, the respondents are demanding to pay the power consumption charges for the service connections, which are in occupation after partition. Questioning the said action this writ petition has been filed.

Having regard to the facts and circumstances of the case, I am of the opinion that as the representations filed by the petitioner are pending before the respondents, it is just and proper to direct them to consider and dispose of the said representations in accordance with law. Accordingly, the respondents are directed to consider and dispose of the representations filed by the petitioners within four weeks from the date of receipt of copy of this order in accordance with law. Till then the respondents are directed not to disconnect power supply to the service connections of the petitioners.

The writ petition is disposed of accordingly. No costs.

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(V.ESWARAIAH, J.)

15.12.2005

Note: Issue copy within three days.

B.O.

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